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**OFFICE OF PETITIONS**

In re Application of:	:	
Rick Winter	:	DECISION REFUSING
Application No. 09/899,523	:	STATUS UNDER 37 CFR
Filed: July 5, 2001	:	1.47(b) AND NOTING
Title of Invention: LEAK SENSOR FOR:	:	JOINDER OF THE INVENTOR
FLOWING ELECTROLYTE BATTERIES	:	

This is a decision on the Petition under 37 CFR 1.47(b), filed March 5, 2002 (Certificate of Mailing dated February 20, 2002), and Supplemented on July 25, 2002, with a fully executed oath or declaration, noting the joinder of the inventor and rendering the instant Petition moot.

The petition fee, \$130.00, has been refunded to deposit account 50-0545. It is also noted that the petition was filed six month after the Notice to File Missing Parts of Application was mailed August 23, 2001. The notice provided for a two (2) month period within which to reply. Petitioner paid for a three (3) month extension, however, an additional one (1) month is required to render the reply timely. Accordingly, Petitioner's deposit account has been charged the difference between the fee for a three month extension, \$460.00, and a four month extension, \$720.00, or \$260.00.

In view of the joinder of the inventor, further consideration under 37 CFR 1.47(b) is not necessary and the Petition is considered to be moot. This application does not have any Rule 1.47(b) status and no such status should appear on the file wrapper. This application need not be returned to this Office for further consideration under 37 CFR 1.47(b).

This application is being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries concerning this matter should be directed to the undersigned at (703) 305-0014.

Derek L. Woods  
Petitions Attorney  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy